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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 30TH DAY OF JUNE 1998

BEFORE

THE HON'BLE MR.JUSTICE H.L.DATTU

WRIT PETITION NO:26079/1993

BETWEEN:

Sri Krishna Rama  
Balekundri,  
aged about 48 years,  
Occ: P.E.Teacher,  
Sundarabai Bhandurga  
High School,  
Daddi, Tq:Hukkeri,  
Dist: Belgaum.

...PETITIONER.

( Sri Jayakumar S.Patil Adv., )

AND:

1. The State of Karnataka  
by its Secretary to  
Govt., Department  
of Education, MS. Building,  
Bangalore -1.

2. The Deputy Director  
of Public Instructions,  
Belgaum,  
Dist: Belgaum.

3. The Director of  
Public Instructions,  
Nrupatunga Road,  
Bangalore.

...RESPONDENTS.

( Sri S.Udayashanar AGA. )

Writ Petition filed under Articles  
226 and 227 of the Constitution of India  
with an affidavit praying to direct  
respondents 2 and 3 to accord approval  
for implementation of revised pay scale  
of Rs.500-1120 from Jan.1977 and further  
revised from 7.6.90 scale of Rs.1400-2750  
with all consequential benefits & etc.,

Writ Petition is coming on for  
hearing this day the court made the  
following:

ORDER

Petitioner in this writ petition

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is staff working in aided private educational institutions. Petitioner is before this court inter alia seeking directions to the respondents to accord certain service ~~benefits~~ including monetary benefits.

In my view, these reliefs cannot be granted by this court in view of the observations made by a Division Bench of this court in W.A.Nos.1833 to 1836/1995 disposed off on 30.5.1998.

This court while considering the issue whether the staff (Teaching and non-teaching) working in educational institutions run by private management can maintain writ petitions to claim financial aid from the State Govt. in the absence of Master and

Servant relation and other incidental issues, was pleased to observe that the writ petitions filed by teaching and non teaching staff of private educational institutions are not maintainable before this court.

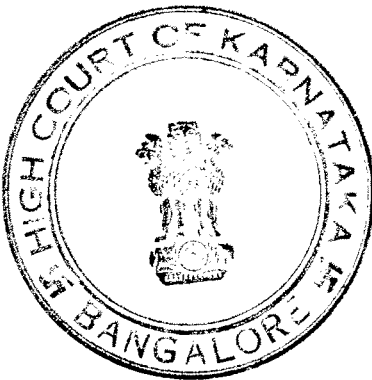
Respectfully following the observations made in the aforesaid decision, this petition is disposed off as not maintainable before this court for the reliefs sought therein. However, liberty is reserved to the petitioner to approach the proper forum as suggested by this court in the aforesaid decision. Ordered accordingly.

Sd/- JUDGE

BKP

c.by *[Signature]*

r.by *[Signature]*  
26/1/98



COPY

*[Signature]*

Assistant Registrar,  
High Court of Karnataka,  
Bangalore-560 001.

*[Signature]*  
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